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Centocor & Johnson & Johnson

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

STEPHEN WENDELL AND LISA WENDELL,
for themselves and as successors in interest to
MAXX WENDELL, DECEASED,

Plaintiffs,

v.

JOHNSON & JOHNSON;
CENTOCOR, INC.;
ABBOTT LABORATORIES;
SMITHKLINE BEECHAM
d/b/a GLAXOSMITHKLINE;
TEVA PHARMACEUTICALS USA;
GATE PHARMACEUTICALS,
a division of TEVA PHARMACEUTICALS USA;
PAR PHARMACEUTICAL, INC.;

Defendants.

Case No: 4:09-cv-04124-CW

**STIPULATED JOINT MOTION FOR
STAY OF PROCEEDINGS AS TO
PLAINTIFFS' CLAIMS AGAINST
CENTOCOR AND JOHNSON &
JOHNSON**

Plaintiffs Stephen Wendell and Lisa Wendell and Defendants Centocor, Inc. and Johnson & Johnson hereby jointly move the Court for a stay of proceedings as to Plaintiffs' claims against Defendants Centocor, Inc. and Johnson & Johnson.

On April 9, 2014, Plaintiffs and Centocor and Johnson & Johnson reached an agreement in principle to settle Plaintiffs' claims against these defendants in this case. The parties are working in good faith to finalize the terms of a settlement agreement, and anticipate that they will be able to execute a final settlement agreement shortly. As part of their agreement in principle to settle Plaintiffs' claims against Centocor and Johnson & Johnson and in the interests of efficiency, the parties have agreed that it is in the interest of these parties to stay all proceedings as to Centocor and Johnson & Johnson until the parties' settlement is finalized.

Accordingly, Defendants Centocor, Inc. and Johnson & Johnson and Plaintiffs respectfully request that the Court grant a stay of proceedings as to Plaintiffs' claims against these defendants.

DATED: April 11, 2014

/s/ Kevin Haverty
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DATED: April 11, 2014

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PURSUANT TO STIPULATION, IT IS SO ORDERED. The pretrial conference is continued to July 2, 2014 to give the settling parties time to finalize their settlement before pre-trial filings are due. The trial will not be continued.

DATED: _____ April 14, 2014


CLAUDIA WILKEN
United States District Judge

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who have consented to electronic service are being served with a copy of the attached **STIPULATED JOINT MOTION FOR STAY OF PROCEEDINGS AS TO PLAINTIFFS' CLAIMS AGAINST CENTOCOR AND JOHNSON & JOHNSON** via the CM/ECF system on April 11, 2014.

/s/ Kevin Haverty

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DATED: April 11, 2014